

# SAN FRANCISCO BAY AREA RAPID TRANSIT DISTRICT

## DISADVANTAGED BUSINESS ENTERPRISE PROGRAM STATEMENT OF POLICY

The San Francisco Bay Area Rapid Transit District (the "District") is committed to carrying out all of the Disadvantaged Business Enterprises ("DBE") requirements of 49 CFR Part 26, as amended. The procedures contained in the District's DBE Program will assure that all contracts and procurements are administered without discrimination on the basis of race, color, sex or national origin, and that DBEs have an equal opportunity to compete for and participate in the performance of all agreements, contracts and subcontracts awarded by the District.

It is the policy of the District to ensure nondiscrimination on the basis of race, color, sex, or national origin in the award and administration of federally funded contracts. It is the intention of the District to create a level playing field on which DBEs can compete fairly for agreements, contracts and subcontracts, including but not limited to construction, procurement and proposal contracts, professional and technical services agreements and purchase orders.

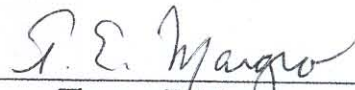
The District intends to implement its DBE Program in good faith and does not permit the use of quotas or set-asides in its administration.

The District's General Manager is responsible for adherence to this DBE Program and has overall responsibility for directing development and implementation of the DBE Program. The General Manager has designated the Department Manager of the Office of Civil Rights (OCR Manager) as the DBE Liaison Officer. The DBE Liaison Officer will be responsible for development, implementation and monitoring of the DBE Program. It is the expectation of the Board of Directors and the General Manager that the provisions of this DBE Program will be adhered to both in the spirit and letter by all District personnel.

This Policy will be circulated to District employees and to appropriate community and business organizations that perform work on federally funded contracts.

This DBE Program is intended to implement the federal requirements pertaining to the DBE Program, including but not limited to 49 CFR Part 26, as amended, and the Questions and Answers issued by the Department of Transportation pursuant thereto. In the event of any inconsistencies between the terms of the District's DBE Program, on one hand, and the terms of 49 CFR Part 26, as amended, the latter will prevail.

Date: 5-20-05



Thomas E. Margio  
General Manager

cc: Board Appointed Officers  
Deputy General Manager  
Executive Staff